Amendment to the Claims

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

1.   (Currently Amended) A method for receiving performance information over a network for generating a pseudo-live performance, the method comprising:

detecting a need for the performance information by determining that stored performance information is out-of-date;

selecting a process for obtaining the needed performance information;

executing the process for obtaining the needed performance information; and

generating the pseudo-live performance by mixing information corresponding to one or more portions of the needed performance information with other information, wherein:

determining that stored program information is out-of-date further comprises:

transmitting a query to determine a time of a latest update of the stored performance information,

receiving the time of latest update of the stored performance information in response to the transmitting of the query,

accessing a time-stamp of the stored performance information, and

determining whether the time-stamp of the stored performance information matches the time of the latest update of the stored performance information

~~selecting a process for obtaining the needed performance information further comprises:~~

~~determining whether a performance transmitter is of a type that is capable of receiving and responding to an information request, or is of a type that is not capable of receiving and responding to an information request.~~

2.   (Canceled)

3.   (Previously Presented) The method of claim 1, further comprising:

accessing a profile, wherein the profile indicates one or more of:

            a type of information desired by an end-user;

            a schedule of an end-user; and

            scheduled times at which information is transmitted by the performance

transmitter.

4.   (Canceled)

5.   (Currently Amended) The method of claim 1, ~~wherein the~~ further comprising

determining whether a performance transmitter is of a type that is capable of receiving and

responding to an information request, ~~or is of a type that is not capable of receiving and~~

~~responding to an information request~~ wherein the determining further comprises one or more

of:

        transmitting a query signal to the performance transmitter;

        passively receiving a signal from the performance transmitter; and

        accessing a profile.

6.   (Previously Presented) The method of claim 1, further comprising:

        generating an information request; and

        transmitting the request to the performance transmitter via the network.

7.   (Previously Presented) The method of claim 1, wherein the selecting a process comprises determining an appropriate time to receive information from the performance transmitter.

8.   (Canceled)

9.   (Previously Presented) The method of claim 1, wherein generating the pseudo-live performance comprises:

    retrieving the other information;

    decoding one or more commands of the other information; and

    performing one or more tasks instructed by the commands.

10.   (Original) The method of claim 9, wherein the one or more commands includes one or more of programming commands that execute a software program, housekeeping commands that load, delete, change or overlay stored information, and performance commands that reproduce stored information from one or more specified locations of a storage device.

11 - 13. (Canceled)

14.   (Currently Amended) A pseudo-live performance generator, comprising a controller that:

    detects a need for performance information by determining that stored performance information is out-of-date;

    selects a process for obtaining the needed performance information;

    executes the process; and

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generates the pseudo-live performance by mixing information corresponding to one or more portions of the needed performance information with other information, wherein

when the controller <u>determines that stored performance information is out-of-date, actions of the controller comprise:</u>

<u>accessing a time of a latest update of the stored performance information,</u>

<u>accessing a time-stamp of the stored performance information, and</u>

<u>determining whether the time-stamp of the stored performance information</u>

<u>matches the time of a latest update of the stored performance information</u>

~~selects the process for obtaining the needed performance information, the controller determines whether a performance transmitter is of a type that is capable of receiving and responding to an information request, or is of a type that is not capable of receiving and responding to an information request~~.

15.   (Canceled)

16.   (Previously Presented) The pseudo-live performance generator of claim 14, further comprising:

accessing a profile, wherein the profile indicates one or more of:

a type of information desired by an end-user;

a schedule of an end-user; and

scheduled times at which information is transmitted by the performance

transmitter.

17.   (Canceled)

18.   (Previously Presented) The pseudo-live performance generator of claim 14, wherein the controller performs one or more of:

        transmitting a query signal to the performance transmitter;

        passively receiving a signal from the performance transmitter; and

        accessing a profile.

19.   (Previously Presented) The pseudo-live performance generator of claim 14, further comprising:

        a request generator that generates an information request, wherein the controller transmits the request to the performance transmitter via the network.

20.   (Previously Presented) The pseudo-live performance generator of claim 14, wherein the controller determines an appropriate time to receive information from the performance transmitter.

21.   (Canceled)

22.   (Previously Presented) The pseudo-live performance generator of claim 14, wherein the controller:

        retrieves the other information;

        decodes one or more commands of the other information; and

        performs one or more tasks instructed by the commands.

23.   (Original) The pseudo-live performance generator of claim 22, wherein the one or more commands includes one or more of programming commands that execute a software program, housekeeping commands that load, delete, change or overlay stored information,

and performance commands that reproduce stored information from one or more specified locations of a storage device.

24.   (Canceled)

25-26. (Canceled)

27.   (Previously Presented) The method of claim 1, wherein the performance information includes multimedia performance information.

28.   (Previously Presented) The pseudo-live performance generator of claim 14, wherein the performance information includes multimedia performance information.

29.   (New) A method for receiving performance information over a network for generating a pseudo-live performance, the method comprising:

    detecting a need for the performance information by determining that stored performance information is out-of-date;

    selecting a process for obtaining the needed performance information;

    executing the process for obtaining the needed performance information; and

    generating the pseudo-live performance by mixing information corresponding to one or more portions of the needed performance information with other information, wherein:

    the generating of the pseudo-live performance further comprises:

        synthesizing a voice having selected voice characteristics.